

## HALL COUNTY BOARD OF SUPERVISORS MEETING OCTOBER 28, 2008

The Hall County Board of Supervisors met October 28, 2008, by published call in the County Board meeting room, 121 South Pine, Grand Island.

CALL TO ORDER - The meeting was called to order by Chairman Bud Jeffries.

INVOCATION – A moment of silence was observed for the invocation.

PLEDGE OF ALLEGIANCE – The Pledge of Allegiance was given in unison.

ROLL CALL - Present on roll call were Jim Eriksen, Robert Humiston, Bud Jeffries, Pamela Lancaster and Daniel Wagoner. Scott Arnold and Robert Rye were absent. Also present was Deputy Attorney Jack Zitterkopf and Board Assistant Stacey Ruzicka.

NOTICE OF OPEN MEETING LAW - Chairman Jeffries read the notice of open meeting law.

CONSENT AGENDA – Lancaster made a motion and Humiston seconded to approve the following by consent agenda:

1. Place on file the minutes of the October 14 meeting
2. 5a Placed on file the Hall County Public Works quarterly report
3. 6 Lancaster requested to postpone item 6 regarding the Foster Grandparent Program
4. 7b Approved the petitioner policy for county buildings
5. 8a Approved the request for proposal for the inmate dental care services for the Department of corrections and set the bid opening for November 25 at 9:30 a.m. the bids are to be received by November 21 at 5:00 p.m.
6. 8b Approved the request for proposals for the inmate mental health services for the Department of Corrections and set the bid opening for November 25, at 9:45 a.m. with bids to be received by November 21, at 5:00 p.m.
7. 8c Approved the settlement of the liquidated damages in the amount of \$52,000.00 and approved the final payment to Chief Construction in the amount of \$408,152.21
8. 11 Approved the request for proposal for health insurance and set the bid opening date for November 25 at 10:00 a.m.
9. 12 Approved the bi weekly pay claims and regular claims
10. 13 Placed on file the Hall County Treasurer's Miscellaneous receipts
11. 14 Placed on file communications as received
12. 15 Placed on file the County Attorney's statistical report

Eriksen, Humiston, Jeffries, Lancaster and Wagoner all voted yes and none voted with Arnold and Rye absent. Motion carried.

COUNTY ATTORNEY – A DISCUSS AND APPROVE INTERLOCAL AGREEMENT FOR JUVENILE ATTENTION CENTER – Deputy County Attorney Jack Zitterkopf was present and stated that this item will be postponed because Mr. Rye is not present.

2B APPROVE MAXIMUS AGREEMENT – Mr. Zitterkopf stated that he compared the new contract with the old and there were a couple of changes that he would like to bring to the Board's attention. He noted a change on the fiscal years and how the payment is made and the paragraph addressing the termination of the agreement. He also noted that in item #22 there was a limitation of the liability. In the previous contract it was 10 times the fee and in the new contract it was eliminated. Discussion was held.

Lancaster made a motion and Eriksen seconded to direct the deputy county attorney to negotiate to add the language regarding the liability and authorize the Chair to sign. Eriksen, Humiston, Jeffries, Lancaster and Wagoner all voted yes and none voted with Arnold and Rye absent. Motion carried.

2c DISCUSS AND AUTHORIZE CHAIR TO SIGN DEED OF TRUST FOR FIVE POINTS BANK FOR HORNADAY PROPERTY – In order to facilitate the bond process this was processed through Hall County and the County is listed as owner. The project needs additional funding and Five Points Bank needs to have the County sign as owner on the deed of trust.

Bill Marshall with Five Points Bank was present. He stated that part of the addition to the Hornaday Manufacturing plant qualified for industrial development bonds and the other part Five Points Bank will finance. He is requesting that the County sign the deed of trust along with Hornaday for the additional dollars. This does not obligate the county they are only signing as owners.

Lancaster made a motion and Eriksen seconded to authorize the Chair to sign the Deed of Trust. Eriksen, Humiston, Jeffries, Lancaster and Wagoner all voted yes and none voted with Arnold and Rye absent. Motion carried.

D AUTHORIZE THE CHAIR TO SIGN ADMINISTRATIVE PLAT FOR GLOBAL INDUSTRIES – Chris with Lacy Construction was present. He explained that they are building an addition to Global Industries and the addition will encroach the property line and in order to comply with the building codes they need a 60 foot egress. They checked with Chad Nabity and the County will need to sign an administrative plat. This is because there were industrial development bonds and the county is listed as lessee on the property. This will be a no build easement on the Penrose property. Discussion was held.

Lancaster stated that it is important for Global to proceed but this needs to go to the County Attorney for review and come back in two weeks.

Lancaster made a motion and Wagoner seconded to refer this to the County Attorney for review.

Eriksen suggested that this be tabled and ask Chad Nabity to come over today. Mr. Zitterkopf stated that this is similar to the Hornaday property, they just need the owner to sign in order execute.

The vote on the motion to refer to the County Attorney was taken. Eriksen, Humiston, Jeffries, Lancaster and Wagoner all voted yes and none voted with Arnold and Rye absent. Motion carried.

7 FACILITIES COMMITTEE RECOMMENDATION REGARDING BID FOR COURT HOUSE ANNEX HEATING, COOLING PROJECT – The bid tab sheet was included in the packets. Lancaster stated that there was some confusion on the pre-bid meeting and the walk through of the building but after conferring with the County Attorney the pre-bid conference is for the benefit of the bidder and the county can reject or accept any bid if they meet the specifications.

Lancaster made a motion and Humiston seconded to accept the low bid from Mid Plains Construction for the lump sum base bid of \$1,102,000.00 and the following alternate bids:

Alternate Bid #1	\$ 34,100.00
Alternate Bid #2	\$ 13,900.00
Alternate Bid #3	\$ 101,200.00
Alternate Bid #4	\$ 33,900.00

Wagoner questioned if the kitchen equipment that is to be removed will be surplus and if it would be sold. Discussion was held and some of this equipment will have to be dismantled or cut in order to remove it and the salvage is usually addressed in the bid documents.

Eriksen stated that he supports the base bid and the Alternate bids #3 and #4 but he would like to see the Alternate #1 for the kitchen equipment and Alternate #2 for the boilers eliminated and leave the equipment there. He also questioned how bond money could be used for these two items. He stated he will vote against this motion.

Lancaster stated that she has concern on the boiler because they are filled with asbestos and there may be issues later when they have to be removed. On Alternate #1 for the kitchen equipment she would remove it from the motion.

Lancaster amended her motion and Humiston seconded to accept the lump sum base bid and accept Alternate bids #2, #3, and #4.

Jeffries stated that it is foolish not to take out the boiler and the kitchen equipment because in 3 years it will cost 3 times as much. The County can work with the contractor on the scrap. He would like to see it all done because it will cost more later.

The vote on the motion to approve the lump sum base bid and alternates 2, 3, and 4 was taken. Eriksen, Humiston, Lancaster and Wagoner all voted yes and Jeffries voted no with Arnold and Rye absent. Motion carried.

Lancaster stated that it was questioned if bond money could be used to pay for Alternate #1 and she would like to discuss this with the county attorney if it would fall under bond fund dollars.

Wagoner questioned if building and grounds could do some of the removal of the old equipment. There is concern having building and grounds do the work because they do

not have the proper equipment and some one could be injured trying to do this. He suggested that this go back to the committee regarding alternate bid #1.

5b10:00 A.M. BID OPENING ASPHALT OVERLAY PROJECT IN SADDLE CLUB SUBDIVISION ON BRONCO ROAD ARABIAN CIRCLE AND PALOMINO PLACE – The following bids were received

<b>BIDDER</b>	<b>BID SECURITY</b>	<b>SADDLE CLUB SUBDIVISION</b>	<b>TOTAL BID PRICE</b>		
<b>J.I.L. Asphalt</b>	<b>Bid Bond</b>	Nov. 26-2008	<b>\$74,154.50</b>		
		April 15-2009	<b>\$92,232.50</b>		
<b>Gary Smith Constr.</b>	<b>Bid Bond</b>	Dec. 8-2008	\$108,827.00		

Wagoner made a motion and Lancaster seconded to refer the bids to the public works committee and they will come back with a recommendation. Eriksen, Humiston, Jeffries, Lancaster and Wagoner all voted yes and none voted with Arnold and Rye absent. Motion carried.

PUBLIC PARTICIPATION - Chairman Jeffries called for public participation and no one responded.

10 DISCUSS AND APPROVE COUNTY BUILDING HOURS ON CHRISTMAS EVE – Christmas Eve is on a Wednesday and Thursday is Christmas Day but the County has always been open on December 26<sup>th</sup>. If the buildings are closed it causes problems with some of the unions.

Eriksen made a motion and Lancaster seconded to close the county offices at noon on Wednesday December 24 and remain open on Friday December 26<sup>th</sup>.

The County Board has the authority to set the hours for the buildings and the handbook states that the board sets the hours for Christmas Eve. This is the same as past years.

Wagoner expressed concern that the Corrections Department Administration offices receive half a day but this is addressed in the union contract.

The vote on the motion to close at noon on Christmas Eve December 24 and remain open on Friday December 26 was taken. Eriksen Humiston, Jeffries and Lancaster all voted yes and Wagoner voted no with Arnold and Rye absent. Motion carried.

BOARD MEMBER'S REPORTS – Lancaster stated that she discussed the removal of the equipment from the jail with Mr. Giesenhagen and suggested discussing this with DLR also.

She reported that the NACO board received information from US Bank regarding purchase cards for government use. The State of Nebraska is using this program and she suggested that US Bank be contacted to make a proposal to the county as soon as it is set up.

Eriksen – He stated that the committee has been reviewing the handbook and they also met with some of the officials. The committee is going to meet again and he would like to bring it to the County Board for approval in two weeks and allow enough time to discuss it. He attended a meeting with the Department of Environmental Quality and they provided good information. He also attended the legislative meeting in Kearney. There will be no additional funding from the State of Nebraska so it is important for the County to look at all departments and the state mandated duties.

He also reported that Region III entered into an agreement with Mid Plains Center and they are to receive one time funding in the amount of \$300,000.00 for the construction of the new building.

Wagoner – he reported that he attended the CNCS meeting and they are continuing to see growth in the Columbus and Schuyler area. He stated he missed the meeting at Mid Plains.

Lancaster noted that there were dollars that came back are from the closing of the regional centers because the funds were not used so they are coming back to Region III. She also noted that the people that use the detox center do not have any means to cover the costs. She stated that they received an excellent report on how the funding is used.

Jeffries reminded the board members that serve as liaisons to other board to be sure to obtain a copy of their financial statements for the boards information. He also stated than an elderly patron his district gave him some legal papers from the Village of 'Wood River addressing sewage problems 81 years ago. They took the City to the Supreme Court at that time.

NEW OR UNFINISHED BUSINESS – Chairman Jeffries called for new or unfinished business and no one responded.

Chairman Jeffries called for a recess to review the bids.

The public works committee reviewed the bids and Wagoner made a motion and Lancaster seconded to accept the bid from JIL Asphalt with the November completion date and authorize the Chair to sign the contract. Eriksen, Humiston, Jeffries, Lancaster and Wagoner all voted yes and none voted with Arnold and Rye absent. Motion carried.

Meeting adjourned at 10:20 a.m. the next meeting will be Monday November 10, 2008.

---

Marla J. Conley Hall County Clerk